

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 56th LEGISLATURE - REGULAR SESSION

JOINT APPROP SUBCOMMITTEE ON CORRECTIONS AND PUBLIC SAFETY

Call to Order: By **CHAIRMAN STEVE VICK**, on **January 7, 1999** at
8:00 A.M., in Room 405 Capitol.

ROLL CALL

Members Present:

Rep. Steve Vick, Chairman (R)
Sen. Arnie Mohl, Vice Chairman (R)
Sen. Chris Christiaens (D)
Rep. Stan Fisher (R)
Sen. Dale Mahlum (R)
Rep. Red Menahan (D)
Sen. Debbie Shea (D)

Members Excused: None.

Members Absent: None.

Staff Present: Skip Culver, Legislative Services Division
Linsey Mortensen, Committee Secretary

Please Note: These are summary minutes. Testimony and
discussion are paraphrased and condensed.

Committee Business Summary:

Hearing(s) & Date(s) Posted: - Crime Control
Executive Action: - Public Service Regulation
(PSC)

EXECUTIVE ACTION ON PUBLIC SERVICE COMMISSION

Motion/Vote: **Sen. Mohl** moved that the base budget and present
law adjustments be adopted. Motion **carried unanimously**.

Rent/Lease/Maintenance/Equipment (DP 2)

Motion: **Sen. Mohl** moved that DP 2 using the CPI-U numbers used
on page D-43 be adopted.

Senator Mohl believes that a 4% increase is too much, and recommends the 1.5% increase from the LFD Comment.

Wayne Budt, from the PSC, answered committee questions.

Senator Mahlum suggested a 2.5% increase.

Vote: Motion carried 4-3 with **Christiaens, Menahan, and Shea** voting no.

{Tape : 1; Side : A; Approx. Time Counter : 18.5 - 25.9}

Senator Swysgood

{Tape : 1; Side : A; Approx. Time Counter : 25.9 - 32.2; Comments : Clarification of CI-75 }

{Tape : 1; Side : A; Approx. Time Counter : 32.2 - 35.5; Comments : Discussion on committee keeping the same inflation rate for all agencies}

Consulting(DP 3)/Montana Universal Access Program(DP 4)

Motion: **Sen. Mohl** moved that DP 3 and DP 4 be adopted.

Discussion: **Skip Culver** suggested having DP 3 and 4 exclusive from the language and have a separate motion for the language.

Vote: Motion carried unanimously.

{Tape : 1; Side : A; Approx. Time Counter : 36.5 - 39.6}

{Tape : 1; Side : A; Approx. Time Counter : 39.5 - 41.5; Comments : Skip Culver and Wayne Budt talk about language--set limit up to 650,000}

Motion/Vote: **Sen. Christiaens** moved on language up to 650,000 be adopted. Motion carried unanimously

Training Agreements

Motion: **Sen. Christiaens** moved to include 13,900 for FY 2000 and 12,912 for FY 2001 for salary training agreements.

Discussion: Committee and Office of Budget Program Planning discussed how budget is determined **EXHIBIT(jih04a01)**

Vote: Motion failed 3-4 with **Christiaens, Menahan, and Shea** voting aye.

{Tape : 1; Side : A; Approx. Time Counter : 41.6 - 53.9}

{Tape : 1; Side : A; Approx. Time Counter : 55.6 - 63.6; Comments : Discussion on CI-75 and bill be drafted (?)}

{Tape : 1; Side : A; Approx. Time Counter : 1.5 - 3.3; Comments : continued discussion}

Motion: Sen. Mohl moved to close out section except for those effected by CI-75 be adopted.

Discussion: Senator Shea questions the vacancy savings. Shirley Moore answers that the budget director decides.

Vote: Motion carried 6-1 with Shea voting no.

HEARING ON CRIME CONTROL

Skip Culver describes the Crime Control Division

Informational Testimony: Gene Kiser, administrator of the board of Crime Control. Shared history and information on the board. Made requests for Present Law Adjustments on pg D-3 and D-4 of the budget analysis book, and for the New proposals on pg D-4 and D-5. **EXHIBIT(jih04a02)**

{Tape : 1; Side : B; Approx. Time Counter : 7.5 - 27.6}

Questions from Committee Members and Responses:

Senator Shea asked where they house the short term facility people. **Gene Kiser** replied CCS in Butte and other places around the state.

Representative Fisher asked why the length of stay in the Flathead facility is longer than other long term facilities. **Gene Kiser** replied he was not sure exactly. It could be because of some homicide cases involving children. **Senator Mohl** also commented that a lot of kids are brought in from other places and travel is not always possible right away.

Senator Christiaens asked what money was available for education for the children. **Gene Kiser** replied that right now the state does not give any money for an education program.

Senator Christiaens asked if the money for the substance abuse treatment would introduce these programs into the community. **Gene Kiser** replied that the money is there if the community decides to use it.

Senator Christiaens asked if they have any proposals for a treatment center from any of the five regions. **Kathy Kendall**, planning with crime control, replied that they have not had any request for a treatment center.

Senator Christiaens asked when would the electronic monitoring be used. **Gene Kiser** replied that they can only use it on pre-adjudicated youth, not post-adjudicated. **Senator Christiaens** asked for an example. **Gene Kiser** replied that it could be a non-violent crime. It is up to the regions how they would like to use the money. **Senator Christiaens** asked if there are any regions not using electronic monitoring. **Gene Kiser** replied that he does not know of any regions not using it.

Representative Fisher asked if the CCD could be administratively responsible for making the counties pay for their youth. **Gene Kiser** replied that they could not.

Chairman Vick asked if the CCD would work with the community corrections board in Gallatin county. **Gene Kiser** replied that the programs may be funded by a grant. They must submit grant application. Can't work with them on helping write the grant. **Chairman Vick** asked if private groups eligible for these grants. **Gene Kiser** replied that they are if they have there 501-C3. **Chairman Vick** asked if there is any program that helps pay restitution. **Gene Kiser** replied that they do have a restitution program, and have doubled or tripled the restitution since the restitution program had started(1996). **Chairman Vick** asked how the \$100,000 for administrative funds be used. **Gene Kiser** replied that it would be contracted out.

Chairman Vick would like a list of all the different information systems.

{Tape : 1; Side : B; Approx. Time Counter : 58.6 - 60.2; Comments : Kathy Kendall talked about the system improvement grant.}

Chairman Vick asked if this would work with the system needed for instant background checks. **Kathy Kendall** replied that it would indeed work.

{Tape : 1; Side : B; Approx. Time Counter : 28.1 - 63.6}

Senator Christiaens asked what the board is doing to try and balance the money between the local and state governments. **Gene Kiser** replied that they are working with a task force with a chair from each of the five regions. **Senator Christiaens** asked if the law enforcement academy gives a separate training for detention officer. **Gene Kiser** replied that the crime control

board is meeting and that issue will be discussed. He does not have an answer at the moment.

Senator Mohl asked how many youth are projected for the coming years. **Gene Kiser** replied that they would bring it tomorrow.

Senator Mohl commented that they are shutting down the Flathead facility, and that he had concerns that the federal dollars would soon be gone. **Gene Kiser** commented that they do have a time limit for getting on their own without federal money.

Kathy Kendall responded that in their grant applications they require that they submit a future funding plan.

{Tape : 2; Side : A; Approx. Time Counter : 0 - 17.5}

ADJOURNMENT

Adjournment: 10:15 A.M.

REP. STEVE VICK, Chairman

LINSEY MORTENSEN, Secretary

SV/LM

EXHIBIT (jih04aad)